

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO**

In re:	*	
	*	
AAA IMPORTS INC.	*	CASE NO. 10-04048 (ESL)
	*	
Debtor	*	CHAPTER 11
	*	
	*	

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**UNITED STATES TRUSTEE'S MOTION  
TO COMPEL FILING OF MONTHLY OPERATING REPORTS**

TO THE HONORABLE COURT:

COMES NOW Donald F. Walton, the United States Trustee for Region 21 (the "United States Trustee"), and respectfully states and prays as follows:

1. The captioned case was filed on May 13, 2010.
2. Debtor's plan of reorganization was confirmed on March 23, 2011 (dkt. # 339).
3. Final Decree has not yet been entered by this Court.
4. Debtor has not filed monthly operating reports for the months of March or April of 2011.

The debtor is required to timely file periodic reports and summaries of operations by Sections 704(a)(7) & (8), 1106(a)(1), and 1107(a) of the Bankruptcy Code, Bankruptcy Rule 2015, and Local Bankruptcy Rule 2015-2(a). The failure to file operating reports on a timely basis constitutes cause for conversion or dismissal of a case. *See In re Berryhill*, 127 B.R. 427, 433 (Bankr. N.D. Ind. 1991). It also renders the United States Trustee and creditors incapable of determining whether debtors are engaged in actions which have resulted in loss or diminution to the estate warranting dismissal or conversion under Section 1112(b)(1) of the Code.

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5. The United States Trustee hereby moves the Court for the entry of an order compelling debtor to file all the outstanding monthly operating reports immediately upon notice of the entry of the order, and to timely file the reports until the entry of final decree.

WHEREFORE, the United States Trustee hereby requests that this Honorable Court enter an order compelling debtor to file the outstanding monthly operating reports, and compelling debtor to keep filing the monthly operating reports on a timely basis until the entry of final decree.

**NOTICE**

**Within ten (14) days after service as evidenced by the certification, and an additional three (3) days pursuant to Fed. R. Bank. P. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the Clerk's office of the U.S. Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the paper will be deemed unopposed and may be granted unless: (I) the requested relief is forbidden by law; (ii) the requested relief is against public policy; or (iii) in the opinion of the Court, the interest of justice requires otherwise.**

**- CERTIFICATE OF SERVICE -**

**I DO HEREBY CERTIFY** that on this day I electronically filed a true and exact copy of the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the following:

JOSE L BARRIOS RAMOS jbarrios@abogadosdeamerica.com,  
mireyabaltazar@abogadosdeamerica.com;jowydc@yahoo.com;quiebras@abogadosdeamerica.com

ALEXANDRA BIGAS VALEDON alexandra.bigas@gmail.com,  
alexandra.bigas@gmail.com

IVAN M CASTRO ORTIZ icastro@alblegal.net

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MARIA DEL C CIVIDANES mcividan@prtc.net

CARMEN D CONDE TORRES notices@condelaw.com

EDUARDO J CORRETJER REYES ejcr98@yahoo.com, ejcr98@hotmail.com

JUAN L DUQUELA FUENTES jdf@dzprlaw.com

UBALDO M FERNANDEZ BARRERA ubaldo.fernandez@oneillborges.com,  
marta.bosch@oneillborges.com;doCKET\_clerk@oneillborges.com

CARLA FERRARI LUGO ferrarilugo@gmail.com, bkmflawpr@gmail.com

JUAN C FORTUNO FAS bkfilings@fortuno-law.com

ARTURO GONZALEZ MARTIN agm017@yahoo.com, agm017@gmail.com

CARLOS R HERNANDEZ VIVONI chernandez@wblawpr.com, chvivoni@gmail.com

MONSITA LECAROS ARRIBAS ustpreRegion21.hr.ecf@usdoj.gov

LUIS C. MARINI BIAGGI luis.marini@oneillborges.com,  
doCKET\_clerk@oneillborges.com;rebeca.rodriGuez@oneillborges.com;ubaldo.fernandez@oneillborges.com

DANIEL MOLINA LOPEZ dml@trdlaw.com,  
i.cartagena@trdlaw.com;noticesdml@yahoo.com

EDGARDO MUNOZ emunoz@emunoz.net, emunoz2@gmail.com;gcruz111@yahoo.com

MIGDA L RODRIGUEZ COLLAZO bankruptcyjusticia.gobierno.pr@gmail.com,  
mlrcbankruptcy@gmail.com

WILFREDO SEGARRA MIRANDA segarralaw@prtc.net

JUAN MANUEL SUAREZ COBO suarezcobo@gmail.com,  
suarezcobo.ecf@gmail.com;doCKETclerk@gmail.com;doCKET.ecf@gmail.com;ecf.sort@gmail.com;pennyrose@legalpartnerspr.com;noemi@legalpartnerspr.com;maribel@legalpartnerspr.com;julio@legalpartnerspr.com

US TRUSTEE ustpreRegion21.hr.ecf@usdoj.gov

EDGAR ALBERTO VEGA RIVERA edvega@bppr.com, quiebras@bppr.com

MARIA F. VELEZ PASTRANA mfvelezquiebras@gmail.com

MYRA MITZEL VELEZ PLUMEY myra\_velez@hotmail.com, myra.velez@gmail.com

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**I DO HEREBY FURTHER CERTIFY** that on this same date a true and exact copy of the foregoing has been *sent by regular United States mail* to debtor:

AAA IMPORTS INC  
PO BOX 1509  
VEGA ALTA, PR 00694

and to:

EUGENE F. HESTRES VELEZ  
BIRD BIRD & HESTRES, P.S.C.  
PO BOX 9024040  
SAN JUAN, PR 00902-4040

EDDIE RAMIREZ VALE  
PO BOX 11741  
SAN JUAN, PR 00922

DATED: May 27, 2011

DONALD F. WALTON  
U.S. TRUSTEE, REGION 21

MONSITA LECAROSZ ARRIBAS  
ASSISTANT U.S. TRUSTEE

OFFICE OF THE UNITED STATES TRUSTEE  
Ochoa Building  
500 Tanca Street, Suite 301  
San Juan, Puerto Rico 00901-1922  
Telephone No. (787) 729-7444  
Fax No. (787) 729-7449

***[Electronically Filed]***

By: s/Nancy Pujals  
Nancy Pujals  
Trial Attorney  
USDC # 201103